

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. 585 Department or Agency: Alabama Statewide 911 Board  
Rule No. 585-X-4-.07  
Rule Title: MAXIMUM NUMBER OF WIRELINE 911 CHARGES TO BE IMPOSED ON A SINGLE SUBSCRIBER LOCATION.

  x   New        Amend        Repeal        Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?   yes  

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare?   yes  

Is there another, less restrictive method of regulation available that could adequately protect the public?   no  

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree?   no  

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?   yes  

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?   yes  

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Does the proposed rule have an economic impact?   Not a negative impact  

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer   Dominic Lisk, Sec.  

Date   10/15/2014  

(DATE FILED)

**ALABAMA STATEWIDE 911 BOARD**

**NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama Statewide 911 Board

RULE NO. & TITLE: Rule No. 585-X-4-.07. MAXIMUM NUMBER OF WIRELINE 911 CHARGES TO BE IMPOSED ON A SINGLE SUBSCRIBER LOCATION

INTENDED ACTION: Adoption of Rule


SUBSTANCE OF PROPOSED ACTION: To provide for a cap of 300 voice connections at a particular subscriber location on which the 911 service charge is to be imposed.

TIME, PLACE, MANNER OF PRESENTING VIEWS: December 17, 2014, 10:00 a.m. at conference room used by the Statewide 911 Board at 1 Commerce Street, Montgomery, AL. Public hearing on Rule and comments will be taken orally or in writing.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: December 17, 2014

CONTACT PERSON AT AGENCY:

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**RULES AND REGULATIONS OF THE ALABAMA STATEWIDE 911 BOARD**  
**CHAPTER 585-X-4**  
**COLLECTION AND DISBURSEMENT OF SERVICE CHARGES**

**585-X-4-.07 Maximum Number of Wireline 911 Charges to be Imposed on a Single Subscriber Location.**

- (1) The Alabama Legislature passed Act No. 2014-431 amending Sections 11-98-1, 11-88-4.1 and 11-98-5 Ala. Code, 1975, as amended which was signed into law on April 10, 2014. Under Section 11-98-5, as amended, the Alabama Statewide 911 Board is required to establish a maximum number of wireline 911 charges to be imposed on a single subscriber location for bills rendered on or after January 1, 2015. In order to make this determination the Board conducted a study to determine what the appropriate maximum number should be in order to adequately fund the 911 systems throughout the state and to be fair and reasonable to commercial and institutional customers who were affected by the passage of Act No. 2012-293 which removed the cap of 100 exchange access facilities per person, per location to be charged the 911 service charge.
- (2) Unless otherwise defined herein, the definitions and terms set forth in Section 11-98-1 Ala. Code, 1975, as amended and in the Board's permanent Rules set forth in the Alabama Administrative Code 585-X-3-.01 through 585-X-3-.30 are incorporated by reference herein.
- (3) Notwithstanding the voice communication connections upon which the 911 service charge shall be imposed as set forth in Section 11-98-5 Ala. Code, 1975, as amended and in Rule 585-X-4-.01 Alabama Administrative Code, no service charge shall be imposed on more than 300 voice communication wireline connections at a single subscriber location for bills rendered on or after January 1, 2015.
- (4) For purposes of this Rule, "Single Subscriber Location" shall mean a fixed location of a particular business, institution or entity with a unique street address or physical location.

**Author:** James T. Sasser, Attorney

**Statutory Authority:** Sections 11-98-1, 11-98-5 Ala. Code, 1975, as amended